

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

PHILLIP MOCEK,

Plaintiff,

vs.

No. CIV 11-1009 JB/KBM

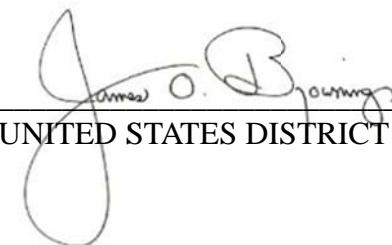
CITY OF ALBUQUERQUE,  
ALBUQUERQUE AVIATION POLICE  
DEPARTMENT, MARSHALL KATZ, in  
his official capacity as Chief of Police of the  
Albuquerque Aviation Police Department,  
JONATHON BREEDON, GERALD  
ROMERO, ANTHONY SCHREINER,  
ROBERT F. DILLEY a/k/a BOBBY  
DILLEY, LANDRA WIGGINS, JULIO  
DE LA PENA, and DOES 1-25, inclusive,

Defendants.

**ORDER**

**THIS MATTER** comes before the Court on the City of Albuquerque Defendants' Motion to Dismiss, filed February 1, 2013 (Doc. 54). The Court held a hearing on July 12, 2013. The Court will grant the motion.

**IT IS ORDERED** that the City of Albuquerque Defendants' Motion to Dismiss, filed February 1, 2013 (Doc. 54), is granted.<sup>1</sup>

  
\_\_\_\_\_  
UNITED STATES DISTRICT JUDGE

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<sup>1</sup> This Order disposes of the motion. The Court will, however, at a later date issue a memorandum opinion more fully detailing its rationale for this decision. This Order does not dispose of the case; the final judgment will do so.

*Counsel:*

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--and--

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--and--

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--and--

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*Attorneys for Defendants Jonathon Breedon, Gerald Romero, and Anthony Schreiner*